

SUZANNE L. MARTIN  
Nevada Bar No. 8833  
[suzanne.martin@ogletreedeakins.com](mailto:suzanne.martin@ogletreedeakins.com)  
SHELLEY L. MURRAY  
Nevada Bar No. 12831  
[shelley.murray@ogletreedeakins.com](mailto:shelley.murray@ogletreedeakins.com)  
OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.  
Wells Fargo Tower  
Suite 1500  
3800 Howard Hughes Parkway  
Las Vegas, NV 89169  
Telephone: 702.369.6800  
Fax: 702.369.6888  
*Attorneys for Defendant Caleres, Inc.*

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

DAVID W. LEVY,

Plaintiff,

vs.

CALARES, INC., a foreign Corporation; and  
DOES I-X, individually; ROE Corporations I-X,

Defendants.

Case No.: 2:17-cv-02609-APG-NJK

**STIPULATION AND ORDER TO  
RESCHEDULE EARLY NEUTRAL  
EVALUATION  
(FIRST REQUEST)**

Defendant Caleres, Inc.<sup>1</sup> (“Defendant”) and Plaintiff David W. Levy (“Plaintiff”), by and through their respective undersigned counsel, hereby agree to reschedule the Early Neutral Evaluation (“ENE”), which is currently set for December 21, 2017, at 1:30 p.m. (ECF No. 10). Defendant’s representative is not available on December 21, 2017, due to the impending holiday.

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<sup>1</sup> Defendant is incorrectly identified in the caption as Calares, Inc. The correct spelling is Caleres, Inc.

The parties ask that the Court continue the ENE to a date convenient for the Court, to include, as feasible, a date either before December 21, 2017, or a date after January 1, 2018.

**IT IS SO STIPULATED:**

Dated this 6th day of November, 2017.

KEMP & KEMP

OGLETREE, DEAKINS, NASH, SMOAK  
& STEWART, P.C.

/s/ James P. Kemp

/s/ Suzanne L. Martin

James P. Kemp  
Victoria L. Neal  
7435 W. Azure Drive  
Suite 110  
Las Vegas, NV 89130  
*Attorneys for Plaintiff David W. Levy*

Suzanne L. Martin  
Shelley L. Murray  
Wells Fargo Tower  
Suite 1500  
3800 Howard Hughes Parkway  
Las Vegas, NV 89169  
*Attorneys for Defendant Caleres, Inc.*

**ORDER**

IT IS HEREBY ORDERED that the Early Neutral Evaluation in this matter will take place on \_ January 18, 2018, at 1:30 p.m. A request for an exception to the above attendance requirements must be filed and served upon all parties at least fourteen (14) days prior to the ENE session.

Written evaluation statements shall be submitted no later than 4:00 p.m. on January 11, 2018, which is seven (7) days prior to the ENE session pursuant to LR 16-6(f).

  
UNITED STATES MAGISTRATE JUDGE

November 20, 2017

DATE